

THE COLORADO MEDICAL BOARD

LICENSING PANEL MINUTES

September 12, 2012

9:17 a.m.

Licensing Panel of the Colorado Medical Board met Wednesday, September 12, 2012, in the offices of the Colorado Medical Board, 1560 Broadway, Conference 110-A, Denver, Colorado, beginning at 9:17 a.m. The meeting was noticed in accordance with Division Policy.

Present were: Dr. Matthews and Mr. Schoenmakers.

Dr. Matthews conducted the meeting.

Also in attendance for all or part of the meeting were: Marschall Smith, Program Director; Maria Soto, Program Assistant; Jan Seewald, Licensing Specialist; Dennis Rhodes, Office of Expedited Settlement; and Assistant Attorney General Gina Simonson.

MINUTES

A motion was made, seconded and carried to approve the minutes of the meeting of August 15, 2012.

EXECUTIVE SESSION

Executive Session I

A motion was made, seconded, and carried to enter into Executive Session at 9:23 a.m. The Panel entered into executive session for the following purposes:

Pursuant to Colorado Revised Statutes section 24-6-402(3)(a)(II), to confer with counsel to receive legal advice on specific legal questions regarding the applicability of CRS, section 12-36-116(1) to the following applicants:

William James Bresnahan, M.D.
Michael C. Dussault, M.D.
Robert V. Michael, M.D.
John A. Ponzo, M.D.
Elizabeth Tai, M.D.
Polly F. Train, M.D.
Jerry Smith, D.O.

To discuss medical information and medical records which are confidential pursuant to Colorado Revised Statutes Title 25, article 1, part 12 and Colorado Revised Statutes section 13-90-107(1)(d) in relation to the following applicants:

James Broomfield, M.D.
Marvin Couch, M.D.

Treatment records of applicants(s) whose identity and treatment information is confidential pursuant to federal law (42 U.S.C. 290dd-2; 42 CFR Part 2); and section 25-1-312 of the Colorado Revised Statutes.

After discussion, the Panel exited the Executive Session at 10:19 a.m.

Executive Session II

A motion was made, seconded, and carried to enter into Executive Session at 10:49 a.m.

Pursuant to Colorado Revised Statutes section 24-6-402(3)(a)(II), to confer with counsel to receive legal advice on specific legal questions regarding the applicability of CRS, sections 12-36-111.3(3) and 12-36-106 to the following individuals or entities, and to discuss and receive advice from counsel regarding the legal viability of pursuing legal action against these individuals or entities based on complaints before the Panel:

Dean Anderson, D.C.
Jake Simpson, D.C., Lohi Lipo Laser
Dr. Elwell, D.C.; Dr. Johnson, D.C. (Lipolaser)
Sleek Zerona
Zerona Zone
Dana Dansereau, Bright Body Clinic
Exquisite Salon and Spa
Tina M. Long, Parker Medical Spa/Parker Laser & Anti-Aging Clinic
Reveal Zerona,
Annette Sandoval, R.N.

Pursuant to C.R.S. section 24-6-402(3)(a)(III), for the purpose of reviewing documents and discussing matters required to be kept confidential by state statute, specifically Colorado Revised Statute section 12-38-116.5(9)(a), regarding the following individual:

Annette Sandoval, R.N.

After discussion, the Panel exited the Executive Session at 11:02 a.m.

Physicians – Administratively Approved

A motion was made, seconded, and carried to approve the physicians applicants listed below for licensure:

Helmuth Wolfgang Gahbauer	Christian Joseph Ingui
Anne Wierman Estares	Carrie Elizabeth Jones
Michael Peter Kim	Scott William Kelley
Paul Matthew Schroeder	Crystal Rose Lenz
Stephen Thomas Smith	Samantha Fay Ghiselli
Bruce Graham Tatro	Chamisa R Macindoe
Jehad Barakat	Gerald Blake McLaughlin
Akrum Amer Al-Zubaidi	Kevin M Piper
Joseph Matthew Palumbo	Adelaide Hill Robinson
Barbara Beth Abrahams	Jason Miller DiCarlo
Brian Allan Erickson	Jaime Catherine Easchief
Vilma Caridad Fabre	Steven V Gurland
Rania Khan	Christopher Gray Jons
Jessica Lynn Pilchard	Ernest Walter Marshall
Kathleen Campbell Sullivan	Katherine Suzanne McCrea
Michael E Wechsler	Brian David Nordstrom Lane
Brian Edward Bernhardt	Lily Li-Li Wang
Kimberly Ann Charlton	Elizabeth Sand Banowetz
Jeffrey Le Schmidt	Robert Marsden Blanch
James Todd Spradlin	Peter Michael Dziad
Sara Anne Stechschulte	Krystal Marie Tamura
Wayne Martin Sullender	James Lawrence Troy
Darrick Wesley Woods	Christopher A Gutierrez
Jameel Chohan	Jennifer Kristen Hodges
Lawrence Wayne Dautenhahn	David P Lange

Matthew Ryan Mendlick
Kathleen Marie Rustici
Lindsay Krall Sanders
Lori Wittman
Stephanie Marie Wright
John Dayton Hopkins
David Joseph Mohlman
Diana Michaela Tapay
Stephanie Rae Augustine
Molly Amelia Uhlenhake
Deborah Barbara Henderson
Patrick Casey Rasch
Susan Jane Taub
Bree Ann Willis
Charles Byron Black

Lisa Lynn Dillabaugh
Brandy Delane Drake
Gregory Gabriel Faimon
Carolynn Starr Francavilla Brown
Virginia Marya Knez
Alisa Marie Koval
Cheryl Ann Meyers-Saffold
Laura Elizabeth Ostrom
Kirsten Anne Regalia
Samantha Ann Woodruff
Mark A. Brinckman
Nicholas James Gilman
Joseph Daniel Stone
Sharry Kay Veres

Physician Assistants – Administratively Approved

A motion was made, seconded, and carried to approve the physician assistants applicants listed below for licensure:

Heather Michelle Maurey
Jessica A Alison
Lisa Louise Ellsworth
Lacie Jane Esser
Isaac John Klostermann
Christopher Peter Kinney
Barbara Dunn
Andrew Keith Pfannenstiel
Kayla Ann Sherck
Maegan Irene Divecha
Kara Caitlin Burkhardt
Kristen Michelle Frey
John Stuart Pillen

Christopher Vincent Vannucci
David P Gaida
Erin Carol Stratton
Erica Meyers
Anna Victoria Hyland
Douglas W Johnson
Zachary Pfiffner
Christopher Paul Wright
Rebecca A Kasperbauer
Johnathan Deane Kupfner
Aaron S Molencamp
Annette Laura Schieber

Physician Training Applicants – Administratively Approved

A motion was made, seconded, and carried to approve the physician training applicants listed below for licensure:

Sean William Munnelly
Jenny Lynn Chua-Tuan
Christine Montesa
Gaurav Chandra

IMG Applicants – Administratively Approved

A motion was made, seconded, and carried to approve the physician applicants listed below for a Colorado medical license pursuant to Section 12-36-107.6., C.R.S.

Jehad Barakat, M.D.
Nikita Pozdeyev, M.D.
Gauravi Sabharwal, M.D.
(Endorsement)
Emerson Nicolas Gonzalez Santos, M.D.
Maasi Donovanich Shamilov, M.D.
(Endorsement)

Special Applicant – Reinstatement – Requiring Board Review

William James Bresnahan, M.D.

After review of the application, a motion was made, seconded, and carried to grant the reinstatement of Dr. Bresnahan's Colorado medical license.

Special Applicants – Requiring Board Review

Michael Clifford Dussault, M.D.

After review of the application, a motion was made, seconded, and carried to grant Dr. Dussault a Colorado medical license.

Robert V. Michael, M.D.

After review of the application, a motion was made, seconded, and carried to grant Dr. Michael a Colorado medical license.

A second motion was made, seconded, and carried for the Panel to instruct staff to send Dr. Michael a letter outlining some of the resources available to all Colorado Physicians.

John Anthony Ponzo, M.D.

After review of the application, a motion was made, seconded, and carried to table Dr. Ponzo's application for additional information.

Elizabeth Iju Tai, M.D.

After review of the application, a motion was made, seconded, and carried to table Dr. Tai's application for additional information.

Special Applicants – Tabled - Requiring Board Review

James Flويد Broomfield, M.D.

After review of the application, a motion was made, seconded, and carried to grant Dr. Broomfield a Colorado medical license.

Marvin Wayne Couch, II, M.D.

After review of the application, a motion was made, seconded, and carried to grant Dr. Couch a Colorado medical license.

Roderick Shields O'Brien, M.D.

After review of the application, a motion was made, seconded, and carried to approve the proposed Stipulation and Final Agency Order.

Polly Fleet Train, M.D.

After full consideration of the information available, a motion was made, seconded, and carried to deny Dr. Train a Colorado Medical license.

Special IMG Applicants – Requiring Board Review

Junyi Lei, M.D.

After review of the application and the mitigating information Dr. Lei provided in support of his waiver, specifically information regarding board certification and licensure in other states, a motion was made, seconded, and carried to waive the timeline provision of paragraph 5 of Board Rule 100.

A second motion was made, seconded and carried to grant Dr. Lei a Colorado medical license.

Cyril C.P. Mauffrey, M.D.

Dr. Mauffrey appeared in person to answer questions from the Panel but did not address the Panel regarding his application.

The Panel reviewed the mitigating circumstances and information regarding Dr. Mauffrey's request for a waiver, specifically, the USMLE scores, his active practice in Colorado as a Distinguished Foreign Teaching Physician, 22 months working in the United States, the board certification in the United Kingdom, and the 9 years of post graduate work in the United Kingdom.

A motion was made, seconded and carried to waive the timeline provision of paragraph 5 of Board Rule 100.

A second motion was made, seconded, and carried to grant Dr. Mauffrey a Colorado medical license.

Distinguished Foreign Teaching Applicants – Renewal – Requiring Board

Evalina L. Burger, M.D.

After review of the application, a motion was made, seconded, and carried to approve the renewal of Dr. Burger's Colorado Distinguished Foreign Teaching Physician license with instructions to staff.

Tobias Eckle, M.D.

After review of the application, a motion was made, seconded, and carried to approve the renewal of Dr. Eckle's Colorado Distinguished Foreign Teaching Physician license.

Add-On

Jerry A. Smith, D.O.

After review of the application, a motion was made, seconded, and carried to grant Dr. Smith a Colorado medical license.

Cheryl Ann Olivo-Neil, P.A.-C

After review of the application, a motion was made, seconded and carried to grant a six (6) months extension to complete the licensing requirements previously established by the Panel for a Colorado PA license.

**ALLEGATIONS OF UNLICENSED PRACTICE OF MEDICINE AND/OR VIOLATIONS
OF BOARD RULE 800**

After review of the information available to the Panel, a motion was made, seconded, and carried to table the below listed individuals and institutions in order to obtain additional information:

Dean Anderson
Dana Dansereau
Exquisite Salon & Spa
Lipolaser Denver
Lohi Lipo Laser
Tina Long
Reveal Zeron
Sleek Zeron
Zeron Zone

A second motion was made, seconded, and carried to refer a licensed physician to an Inquiry Panel.

A third motion was made, seconded, and carried to open a case to investigate allegations of unlicensed practice of medicine against LaserMagic and to refer the case to the Office of Investigations.

Tim Flynn & Terry Gebhardt

After review of the available information, a motion was made, seconded, and carried to table consideration of the case for additional information.

Mile High Skin Care and Be Bare Laser

After review of the available information, a motion was made, seconded and carried to refer this case to the Office of Investigations.

Namaste Health Center; Nasha Winters and Stacy Mulkey

After review of the available information, a motion was made, seconded, and carried to dismiss the case for no reasonable cause to warrant further action.

James Edward Smith, D.O.

After review of the available information, a motion was made, seconded, and carried to issue Dr. Smith a Cease and Desist Order for the unlicensed practice of medicine in Colorado.

Office Of The Attorney General - Confidential Information

Annette Sandoval, R.N.

After review of the available information, a motion was made, seconded and carried to refer this case to the Office of Attorney General for legal investigation.

Heart Check America

Administratively removed from the agenda prior to the Panel meeting.

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:27 a.m.

These minutes were approved by the Licensing Panel on October 17, 2012.

**THE COLORADO MEDICAL BOARD
LICENSING PANEL**

Approved by: Kathleen Matthews, M.D.